CALL TO ORDER AND ESTABLISHMENT OF QUORUM

A Regular Meeting of the Redmond City Council was called to order by Mayor John Marchione at 7:30 p.m. in the Council Chamber. Councilmembers present and establishing a quorum were: Allen, Carson, Flynn, Margeson, Myers, Stilin, and Vache.

ITEMS FROM THE AUDIENCE

Mayor Marchione opened the Items from the Audience section of the agenda at this time.

The following persons spoke in opposition to the Group Health Overlake Master Plan and Development Agreement, specifically regarding the removal of trees on the site: Ms. Sue Stewart; Ms. Marsh McGee; and Mr. Larry Downing.

CONSENT AGENDA

MOTION: Councilmember Vache moved to approve the Consent Agenda. The motion was seconded by Councilmember Allen.

- 1. Approval of the Minutes: Regular Meeting of Tuesday, January 3, 2012
- 2. Approval of Payroll/Direct Deposit and Claims Checks

PAYROLL DIRECT DEPOSITS/CHECKS:

#174589 through #174644 #8334 through #9008

\$2,537,403.49

#174645 through #174699 #9009 through #9689

\$2,413,659.28

#174700 through #174702 #9690 through #9695

\$2880.46

CLAIMS CHECKS:

#368672 through #369336

\$10,672,798.68

- 3. AM No. 12-006: Acceptance of Construction with Road Construction Northwest, Inc. in an amount of \$1,350,149.59 for Valley Estates Bank Stabilization and Culvert Replacement, Project No. 20020346
- 4. AM No. 12-007: Approval of Consultant Agreement with The Watershed Company in an amount not to exceed \$145,075 for 2012 Stream Improvements, Project Nos. 20021126 and 20021116
- 5. AM No. 12-008: Acceptance of Washington State Department of Ecology Loan Funding in the amount of \$4,412,000, for Redmond Way Water Quality Facility, Project No. 20020712
 - a. Resolution No. 1371: A Resolution Accepting Washington State Department of Ecology Loan Funding towards the Redmond Way Water Quality Facility, Project No. 20020712, and Authorizing the Mayor to Sign a Loan Agreement
- 6. AM No. 12-013: Approval of Reappointments to the Design Review Board
- 7. AM No. 12-014: Approval of Appointment to the Human Services Commission
- 8. AM No. 12-015: Approval of Memorandum of Understanding with the Washington State Council of County and City Employees, Local 21-RD (AFSCME), Modifying the Terms of the 2006-2008 Collective Bargaining Agreement Between the Parties, through 2012; and Recording the Agreement Relating to the Granting of Professional Leave Time for FLSA Exempt Employees

- 9. AM No. 12-016: Acceptance of 2012
 Injury Prevention EMS Grant in the amount of \$4,000 from Seattle-King
 County Department of Public Health/EMS
- 10. AM No. 12-017: Approval of Continued Funding of Washington Auto Theft Prevention Authority (WATPA) Grant Authorizing the Continued Employment of One Limited-Duration Employee
- 11. AM No. 12-018: Approval of American Traffic Solutions School Speed Zone Safety Camera Contract
- 12. AM No. 12-019: Approval of Consultant Agreement with Roth Hill, LLC in an amount not to exceed \$150,000 for On-Call Development Review Plan Checking and General Engineering Services
- 13. AM No. 12-020: Approval of Interlocal Agreement with King County for the 2012-13 Waste Reduction and Recycling Program Grant
- 14. AM No. 12-021: Approval of Amendment to the Development Services User Fee Schedule
 - a. Resolution No. 1372: A Resolution Amending the User Fee Schedule for Development Services for the Planning and Building Effective on the Date the City Ceases to Use the Permits Plus System in Favor of the EnerGov System for Permit Processing
- 15. AM No. 12-026: Approval of Distribution of \$140,000 to the Redmond Economic Development Alliance (REDA) for Consultant Services

VOTE: The motion to approve the Consent Agenda passed without objection. (7 - 0)

HEARINGS AND REPORTS

PUBLIC HEARINGS

1. AM No. 12-009: Performance Audit - Allocating Overhead Costs

Mr. Mike Bailey, Finance and Information Services Director, provided a report regarding the State Auditor's office efforts in 2011 to conduct an audit on the topic of allocating overhead costs. He advised the City of Redmond was the recipient of one of these audits. State law requires the City to determine how it will respond to recommendations in the audit and provide that response to the State Auditor's Office. A public hearing is required to present these findings to the Council and the public per state law, and is being held this evening.

Mr. Jim Griggs with the State Auditor's Office presented its findings to the Council.

Mayor Marchione opened the public hearing. There being no one present who wished to present testimony, the public hearing was closed.

- 2. AM No. 12-010: Section 8 Housing and Ordinance: RMC Chapter 6.38
 - a. Ordinance No. 2645: An Ordinance Adopting RMC Chapter 6.38, Prohibiting the Refusal to Rent a Dwelling Unit Solely on the Basis that a Tenant Proposes to Rent Pursuant to a Section 8 Housing Voucher or Certificate

Ms. Colleen Kelly, Human Services Manager, introduced Ms. Megan Hyla, Director of Policy and Intergovernmental Affairs, King County Housing Authority. Ms. Kelly further reported regarding the effects of the proposed ordinance with respect to landlord/tenant relationships.

Mayor Marchione opened the public hearing.

The following persons spoke in support of Ordinance No. 2645: Ms. Meghan Altimore; Ms. Helen Leuzzi; Ms. Latoyna Kemp; Ms. Elizabeth Westburg; Mr. Jonathan Grant; Mr. Joe Ingram; Ms. Leslie Leber; Ms. Linda Hall; Mr. Steve Daschle; Mr. Omar Barraza; Ms. Paula Matthyias; Ms. Yezenia Hernandez; Mr. Faouzi Serfrioui; Ms. Jill Richardson; Ms. Doris Townsend; Ms. Maria Williams; Ms. Kelly Rider; Ms. Elizabeth Hendren.

The following person spoke in opposition to Ordinance No. 2645: ${\tt Mr.}$ Sean Martin.

There being no others who wished to testify, Mayor Marchione closed the public hearing and discussion moved to the Council.

Mayor Marchione read Ordinance No. 2645 into the record.

MOTION: Councilmember Vache moved to adopt Ordinance No. 2645. The motion was seconded by Councilmember Allen.

Members of the Council spoke unanimously in support of Ordinance No. 2645 and non-discrimination based on income in the housing market.

MOTION: Councilmember Vache moved a primary amendment to Ordinance No. 2645. The motion was seconded by Councilmember Margeson to: strike the phrase "the limits of fair market' from RMC 6.30.020(A)(5), and to insert in its place the phrase "the allowable" to read as follows:

No person shall refuse to rent a dwelling unit to any rental applicant solely on the basis that the applicant proposes to rent such unit pursuant to a Section 8 voucher or certificate issued under the Housing and Community Development Act of 1974 (42 USF 1437 (F)); provided this section shall only apply with respect to a Section 8 certificate if the monthly rent on such residential unit is within the allowable rent as established by the Department of Housing and Urban Development. "Dwelling unit" shall have the meaning set forth in RZC 21.78.

VOTE: The motion passed without objection. (7 - 0)

MOTION: Councilmember Vache moved a primary amendment to Ordinance Serial No. 2645. The motion was seconded by Councilmember Stilin to strike the phrase ", the presence of any disability, or the use of a trained dog guide or service animal by a disabled person where such factors are not designed, intended, or used to discriminate;" to read:

(2) Be interpreted to prohibit any person from making a choice among prospective purchasers or tenants of real property on the basis of factors other than participation in a Section 8 program.

VOTE: The motion passed without objection. (7 - 0)

VOTE: The main motion as amended passed without

objection. (7 - 0)

3. AM No. 12-022: Approval of Extension of Moratorium on the Location, Establishment, Licensing, and Permitting of Medical Marijuana or Cannabis Collective Gardens

a. Ordinance No. 2646: An Ordinance Extending the Moratorium Enacted by Ordinance No. 2612 on the Location, Establishment, Licensing, and Permitting of Medical Marijuana or Cannabis Collective Gardens for an Additional Six Months; Adopting Findings in Support of the Extension

Mr. Rob Odle, Planning and Community Development Director, was available to answer any questions from the Council. No questions were presented.

Mayor Marchione read Ordinance No. 2646 into the record.

Mayor Marchione opened the public hearing.

There being no one present wishing to testify, the public hearing closed and discussion moved to the Council.

MOTION: Councilmember Vache moved to adopt Ordinance No. 2646. The motion was seconded by Councilmember Carson.

VOTE: The motion passed without objection. (7 - 0)

4. AM No. 12-023: Telecommunications Franchise for T-Mobile

a. Ordinance No. 2647: An Ordinance Granting to T-Mobile West Corporation, Its Successors and Assigns, a Non-Exclusive Franchise for Five (5) Years, to Attach, Install, Operate, and Maintain a Telecommunications System In, On, Over, Upon, Along, and Across Certain Designated Public Rights-of-Way of the City of Redmond, Washington, Prescribing Certain Rights, Duties, Terms, and Conditions with Respect Thereto

Mayor Marchione read Ordinance No. 2647 into the record.

Mr. Ron Grant, Deputy Public Works Director, provide a staff report.

Mayor Marchione opened the public hearing. There being no one present who wished to testify, the public hearing closed.

Mayor Marchione noted the item will come before the Council for consideration at the February 21, 2012, regular business meeting.

STAFF REPORTS

a. AM No. 12-011: Performance Leadership Team and the Performance Dashboard

Mr. Bailey provided a staff report regarding the work of the Performance Leadership Team in defining the City's Performance Dashboard. He spoke about leveraging the Neighborhood Network meetings to get the word out on the BP process and to solicit citizen involvement; three of these meetings will be held in March.

Councilmember Myers queried the Council's ability to make changes in the budget process based on the performance measures and the dashboard.

Discussion also ensued regarding how the City's Community Indicator's Report fits with the dashboard. Mr. Bailey explained that there is overlap, and that they complement the measures.

b. AM No. 12-024: Quarterly Financial Report

Mr. Bailey provided the Mayor and Council with the 2011 Fourth Quarter Financial Report.

c. AM No. 12-012: Enhanced Temporary Sign Code Enforcement Procedures

Ms. Deborah Farris, Code Enforcement Officer, provided an update to the Mayor and Council regarding Code Enforcement's enhanced enforcement efforts since the last Council conversation on the matter in November 2011. Ms. Farris noted staffs' recommendations to modify the fine structure, to move the retrieval provisions from the zoning code to the main body of the municipal code, to create new regulatory language to address businesses always in violation of the sign code, and to expand education with regard to sign placement/usage in Redmond.

Councilmember Margeson advised that he would like to hear feedback from businesses with regards to increased enforcement. Ms. Farris stated that she can include this information in her next June update.

Members of the Council gave consensus for code enforcement staff to move forward on their proposed recommendations.

d. Verbal Report: January 2012 Winter Storm Report

Mr. Mark Hagreen, Police Commander, provided a staff report regarding the January 2012 winter storm. He discussed the effort that went into responding to the event, including equipment, manpower, public noticing and cost.

Mayor Marchione thanked staff for their efforts, noting that it was an incredible cross-departmental task.

e. AM No. 12-025: Sustainability Update

Ms. Cathy Beam, Principal Planner, provided a staff report to the Mayor and Council regarding sustainability efforts in the City of Redmond since her last report.

OMBUDSMAN REPORT

Councilmember Vache reported receiving citizen contacts regarding the following:

- a neighbor complaint regarding another neighbor and how he is keeping his part of the neighborhood;
- the Overlake Group Health Master Plan and Development Agreement, with respect to tree retention;
- the Section 8 Voucher ordinance previously addressed this evening;
- trees posing a hazard that had come down during the winter storm; and
- the City's fantastic response to the winter storm.

Councilmember Allen reported receiving citizen contacts regarding the following:

- the Group Health site;
- Section 8 Vouchers; and
- redlight cameras.

Councilmember Carson reported receiving a citizen contact during the candidate meeting for the Lake Washington School District Superintendent replacement regarding trash cans. He forwarded the inquiry to the appropriate City staff person.

COMMITTEE REPORTS

Planning and Public Works Committee

Councilmember Allen noted the next committee meeting will be held on Tuesday, February 14, 2012, in the Council Conference Room of City Hall.

Eastside Transportation Partnership (ETP)

Councilmember Allen spoke regarding the last joint subarea ETP meeting, noting that items discussed included:

- legislative agendas; and
- different revenue sources sought other than the gas tax.

Lodging Tax Advisory Committee (LTAC)

Councilmember Myers spoke regarding the extension of the Cavalia show and coordination of the City's tourism sites with the efforts of the Centennial Committee.

Salmon Recovery Board

Councilmember Myers noted this regional board will be in February.

Public Safety Committee

Councilmember Carson noted the committee met on January 10, 2012. He overviewed the agenda items discussed at the time of the meeting.

Parks and Human Services Committee

Councilmember Flynn reviewed the items discussed at the February 7, 2012, committee meeting.

Suburban Cities Association - Public Issues Committee (PIC)

Councilmember Stilin reported the PIC met on January 11, 2012 and worked on the committee's work plan, among other items.

Councilmember Margeson stated that the PIC will meet on February 8, 2012, to discuss potential action items including: a robust metro access plan; potential ideas that communities would like to see in the agenda for the Law Safety and Justice Committee.

Miscellaneous

Councilmember Vache spoke regarding the Eastside Human Services Forum, noting they are starting a newsletter. He asked the Council to consider either opting in, or opting out, of the newsletter.

ADJOURNMENT

There being no further business to come before the Council the regular meeting adjourned at 10:20 p.m.

JOHN MARCHIONE, MAYOR

Minutes Approved: February 21, 2012